

Office of the Presiding Officer
Military Commission

July 19, 2004

SUBJECT: Presiding Officers Memorandum (POM) # 2 - Appointment and Role of the Assistant to the Presiding Officers

1. Pursuant to Commission Law, the Appointing Authority may detail or obtain personnel to facilitate the trial of cases. At the Presiding Officer's request, the Appointing Authority arranged for Mr. Keith Hodges to be detailed to work directly for the Presiding Officer as the Assistant to the Presiding Officer. As such, Mr. Hodges' duties are to:

a. Serve as an attorney-assistant providing all necessary support to the Presiding Officer of Military Commissions in a broad array of legal issues, to include functional responsibility for legal advice and services to the Presiding Officers, Military Commissions.

b. Responsible for handling significant, complex matters assigned by the Presiding Officer of the Military Commissions, which may require legal analysis of matters outside of normally assigned areas of responsibility.

c. Work under the supervision of the Presiding Officers to provide advice in the performance of adjudicative functions. (See ABA Model Code of Judicial Conduct Canon 3B(7))

2. The Presiding Officer authorizes Mr. Hodges to sign FOR THE PRESIDING OFFICER, or send emails in that capacity, concerning any matter that the Presiding Officer could direct, except those that under Commission Law can only be performed personally by the Presiding Officer. As Mr. Hodges and the Presiding Officer work closely together and the Presiding Officer is furnished a copy of every email Mr. Hodges sends, you may also be assured that the Presiding Officer has approved Mr. Hodges' actions.

3. Any email you send to the Presiding Officer, CC Mr. Hodges. If you believe there is a legal reason not to CC Mr. Hodges, include that reason in the email to the Presiding Officer.

Signed by:

Peter E. Brownback III
COL, JA, USA
Presiding Officer